

Customer Number: 000959

Attorney's
Docket
Number TUI-001CP

Declaration, Petition and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

BETA-CAP73 CONTROL OF NORMAL AND ABNORMAL CELL MIGRATION the specification of which

(check one)	
is attached hereto.	
X was filed on December 28, 2000 as	
Application Serial No. <u>09/750,590</u>	
and was amended on	
(if applicable)	

I do not know and do not believe that the subject matter of this application was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date of this application, or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date of this application on an application filed more than twelve months (six months if this application is for a design) before the filing of this application; and I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application, that no application for patent or inventor's certificate on the subject matter of this application has been filed by me or my representatives or assigns in any country foreign to the United States, except those identified below, and that I have reviewed and understand the contents of the specification, including the claims as amended by any amendment referred to herein.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

CLAIM OF BENEFIT OF EARLIER FOREIGN APPLICATION(S)

I hereby claim priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application(s) for patent or inventor's certificate filed by me on the same subject matter having a filing date before that of the application(s) from which priority is claimed.

Check one:

- X no such applications have been filed.
- _ such applications have been filed as follows

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	Date of Filing	Drionity	Claimad
	(month,day,year)	Under 3	Cialmed SUSC 110
	, , , , , , , , , , , , , , , , , , ,	_ Yes	No
		Yes	No_
		_ Yes	No _
		_ Yes	No
		Yes	No
	Application Number	Application Number Date of Filing (month,day,year)	(month,day,year) Under 3 Yes Yes Yes Yes Yes

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

CLAIM FOR BENEFIT OF U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provision application(s) listed below.			
60/170,182 (Application Serial No.)	December 10, 1999 (Filing Date)		
(Application Serial No.)	(Filing Date)		

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of any earlier United States application(s) or PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date(s) of the earlier application(s) and the national or PCT international filing date of this application. As to subject matter of this application which is common to my earlier application(s), if any, described below, I do not know and do not believe that the same was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date(s) of said earlier application(s), or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date(s) of said earlier application(s) on an application filed more than twelve months (six months if this application is for a design) before the filing of said earlier application(s); and I acknowledge that no application for patent or inventor's certificate on said subject matter has been filed by me or my representatives or assigns in any country foreign to the United States except those identified herein.

09/733,818 (Application Serial No.)	December 8, 2000 (Filing Date)	Pending (Status) (patented,pending,aband.)
(Application Serial No.)	(Filing Date)	(Status) (patented,pending,aband.)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

James E. Cockfield Thomas V. Smurzynski Ralph A. Loren Giulio A. DeConti, Jr. Ann Lamport Hammitte Elizabeth A. Hanley Amy E. Mandragouras Anthony A. Laurentano Jane E. Remillard Jeremiah Lynch Kevin J. Canning Jeanne M. DiGiorgio Megan E. Williams Nicholas P. Triano III	Reg. No. 19,162 Reg. No. 24,798 Reg. No. 29,325 Reg. No. 31,503 Reg. No. 34,858 Reg. No. 33,505 Reg. No. 36,207 Reg. No. 38,220 Reg. No. 38,872 Reg. No. 17,425 Reg. No. 17,425 Reg. No. 41,710 Reg. No. 43,270 Reg. No. 36,397	Peter C. Lauro DeAnn F. Smith David J. Rikkers Chi Suk Kim Maria Laccotripe Zacharakis Debra J. Milasincic David R. Burns Sean D. Detweiler Peter S. Stecher Adam M. Goodmann Cynthia L. Kanik	Reg. No. 32,360 Reg. No. 36,683 Reg. No. 43,882 Reg. No. 42,728 Limited Recognition Under 37 C.F.R. § 10.9(b) Reg. No. 46,931 Reg. No. 46,590 Reg. No. 42,482 Reg. No. 47,259 Reg. No. 43,640 Reg. No. 37,320
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Send Correspondence to <u>Elizabeth A. Hanley, Esq.</u> at **Customer Number: 000959** whose address is:

Lahive & Cockfield, LLP, 28 State Street, Boston, MA 02109

Direct Telephone Calls to: (name and telephone number)

Elizabeth A. Hanley, Esq., (617) 227-7400

Wherefore I petition that letters patent be granted to me for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe my name to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Ira Herman		
Inventor's signature	Date	
Residence		
50 Jane Road, Newton, MA 02459-2615		
Citizenship		
USA		
Post Office Address (if different)		
		

Full name of second inventor, if any
Alice Y. Welch (formerly Alice Lin)

Inventor's signature

Residence
19008 Starkey Terrace, Brookeville, MD 20833-3281

Citizenship
USA

Post Office Address (if different)

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EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Country	Application Number	Date of Filing	Priority	Claimed
		(month,day,year)		5 USC 119
			_ Yes	No_
			_ Yes	No_
			_ Yes	No_
			_ Yes	No _
			_ Yes	No _
ALL FO	REIGN APPLICATION(S), IF	ANY FILED MORE TH	HAN 12 MO	NTHS

(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

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Full name of sole or first inventor Ira Herman	
Inventor's signature Regidence	Date
Residence 50 Jane Road, Newton, MA 02459-2615 Citizenship	7/1/01
USA Post Office Address (if different)	
, and the second	

Full name of second inventor, if any Alice Lin	
Inventor's signature	Date
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Citizenship	
USA	
Post Office Address (if different)	
	